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FILED
IN CLERKS OFFICE
2004 JAN -7 A 11:12
U.S. DISTRICT COURT
DISTRICT OF MASS.

January 6, 2004

Clerk's Office
United States District Court
District of Massachusetts
One Courthouse Way
Boston, Massachusetts 02110

Re: **Carefree Park Corporation v. Adib Nabhan**
U.S. District Court Civil Action No. 03-CV-12426 RCL

Dear Sir/Madam:

Enclosed please find documents constituting proof of service on the defendant in the above-captioned matter which was removed to this Court on December 3, 2003.

Thank you for your assistance in this matter.

Very truly yours,

Gordon M. Jones, III

Enclosures

cc: **Amin Nabhan**
Doyle C. Valley, Esq.
Robert L. Kirby, Jr., Esq.

BOS1341973.1

County

ESSEX

MASSACHUSETTS

FILED Court SUPERIOR
IN CLERKS OFFICE

2004 JAN -7 A 11:12

CAREFREE PARK CORPORATION

vs.

Plaintiff DISTRICT COURT
DISTRICT OF MASS

Affidavit of Service

ADIB NABHAN

Defendant

STATE OF FLORIDA
COUNTY OF PALM BEACH
CITY OF WEST PALM BEACH

ss.

D/S Claudia Palenzuela of the Sheriff's Office of Palm Beach County,
being duly sworn, deposes and says that he/she is not a party to this action and he/she is
over eighteen years of age; that he is a resident elector of the County of Palm Beach, State
of Florida;

205 Turnberry Ct., N
That on 11/5/03 @9:40am at Atlantis, FL. 33462

deponent served the within SUMMONS AND COPY AND COPY OF COMPLAINT

on ADIB NABHAN defendant therein named.

PERSONALLY By personally delivering to and leaving with said defendant a true copy
thereof, and that he/she knew the person so served to be the person
mentioned and described in the above papers.

CORPORATION By delivering to and leaving with
at the above address and that he knew the person so served to be the
of the corporation.

SUBSTITUTE By delivering a true copy thereof to and leaving with ADEL NABHAN
HOUSEMATE/WIFE a person of suitable age (above
the age of 15 years) at his/her usual place of abode, and informing
the person of the contents thereof (as defined in F.S. 48.031 (1)).

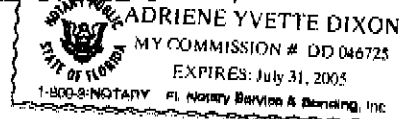
THIS NOTARY AND THE SWORN DEPUTY SHERIFF
ARE BOTH EMPLOYED BY THE PALM BEACH COUNTY
SHERIFF'S OFFICE

EDWARD W. BIELUCH
SHERIFF OF PALM BEACH COUNTY, FLORIDA

D/S Claudia Palenzuela
D/S CLAUDIA PALENZUELA I.D. #5849

Sworn to before me this 5th
day of November A.D. 2003 at
West Palm Beach, Florida

ADRIENE YVETTE DIXON, NOTARY PUBLIC



DLK
ADIB NABHAN

Court MASSACHUSETTS
Case # SUPERIOR
MA/NABHAN
1

205 TURNBERRY CT N
ATLANTIS, FL 33462

NIXON PEABODY LLP
101 FEDERAL STREET
BOSTON MA 02110

SUMMONS AND COPY AND COPY OF
COMPLAINT

PLAINTIFF: CAREFREE PARK CORPORATION

SERVICE \$ COST
CHECK 102006809
PD

DEFENDANT: ADIB NABHAN

AT: 9:07:35 am

Received this writ on the 3rd Day of November A.D. 2003 and served the same on the within named person at 9:07 PM on the 5th day of NOV A.D. 2003 in Palm Beach County Florida, a true copy of this Writ, endorsed thereon by me. * with a copy of the Complaint, Petition, or other Pleadings (*not applicable to service of Subpoena.)

☐ INDIVIDUAL SERVICE

☐ SERVICE TO PERSON IN REPRESENTATIVE CAPACITY / designated recipient of process/records custodian/parent or guardian of a minor, to wit:
_____ as _____
(name) (capacity)

☒ SUBSTITUTE SERVICE at usual place of abode with any person residing therein who is 15 years of age or older and informing the person of their contents, to wit: ADEI NABHAN as HOUSEWIFE, WIFE
(name) (relationship)

☐ CORPORATE SERVICE

To _____ holding corporate office of _____
To _____ as registered agent of said corporation.
To _____ as employee of said corporation, due to failure to comply with F.S. 48.091. Attempts to serve officer or registered agent: date _____ time _____, date _____ time _____

☐ SOLE PROPRIETORSHIP (D/B/A)

To _____ as owner.
To _____ as manager. Attempts to serve owner at place of business: date _____ time _____
date _____ time _____

☐ PARTNERSHIP

To _____ as partner.
To _____ as designated employee or agent for service.

☐ POSTING by attaching a copy to a conspicuous place on the property described by the complaint or summons. If applicable:

Attempts to serve resident/tenant in action for possession: date _____ time _____, date _____ time _____
Posted per map, property description: _____

☐ NON-SERVICE: Person notified _____, date _____, time _____, (See remarks below.)

☐ SUPPLEMENTAL INFORMATION _____

By

Edward W. Bieluch
Deputy Sheriff

5849

Edward W Bieluch
Sheriff of Palm Beach County, Florida

ORIGINAL COPY

(TO PLAINTIFF'S ATTORNEY: Please Circle Type of Action Involved: TORT MOTOR VEHICLE TORT —
CONTRACT — EQUITABLE RELIEF — OTHER.)

COMMONWEALTH OF MASSACHUSETTS

ESSEX, ss.

SUPERIOR COURT
CIVIL ACTION
No. 3-1926

Carefree Park Corporation, Plaintiff(s)

v.

Adib Nabhan, Defendant(s)

SUMMONS

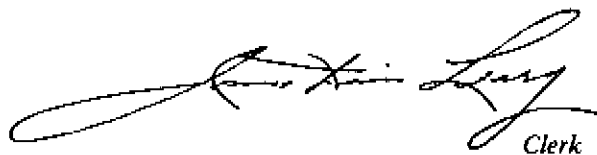
To the above named Defendant: **Adib Nabhan**

You are hereby summoned and required to serve upon Robert L. Kirby, Jr.
Nixon Peabody LLP
plaintiff's attorney, whose address is 101 Federal Street, Boston, MA 02110, an answer to the
complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the
day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the
complaint. You are also required to file your answer to the complaint in the office of the Clerk of this court at
Essex County either before service upon plaintiff's attorney or within a reasonable time thereafter.

Unless otherwise provided by Rule 13 (a), your answer must state as a counterclaim any claim which you may
have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's
claim or you will thereafter be barred from making such claim in any other action.

Suzanne V. DelVecchio

WITNESS, [REDACTED] Esquire, at Salem, the
day of _____, in the year of our Lord **two thousand three**


Clerk

NOTES:

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.

PROOF OF SERVICE OF PROCESS

I hereby certify and return that on _____, 200____, I served a copy of the within summons, together with a copy of the complaint in this action, upon the within-named defendant, in the following manner (See Mass. R. Civ. P. 4 (d) (1-5):

Dated: _____ 200_____

N.B. TO PROCESS SERVER:—

PLEASE PLACE DATE YOU MAKE SERVICE ON DEFENDANT IN
THIS BOX ON THE ORIGINAL AND ON COPY SERVED ON DEFENDANT.

200

COMMONWEALTH OF
MASSACHUSETTS

ESSEX, ss. SUPERIOR COURT
CIVIL ACTION
No.

Plaintiff(s)

v.

Defendant(s)

SUMMONS
(Mass. R. Civ. P. 4)